

UNITED STATES DISTRICT COURT
FOR THE DISTRICT OF COLUMBIA

FILED

FEB 06 2001

NANCY MAYER WHITTINGTON, CL
U.S. DISTRICT COURT

IN RE LORAZEPAM & CLORAZEPATE
ANTITRUST LITIGATION

MDL - 1290 (TFH/JMF)
Misc. No. 99ms276

This document applies to:

Judge Thomas F. Hogan

All Actions

FEDERAL TRADE COMMISSION

Plaintiff,

v.

98-CV-3114 (TFH/JMF)

MYLAN LABORATORIES, INC.,
CAMBREX CORP.,
PROFARMACO S.R.L., and
GYMA LABORATORIES OF AMERICA, INC.,

Defendants.

JOINT PROPOSED THIRD AMENDED MASTER SCHEDULING ORDER

IT IS HEREBY ORDERED that the schedule in the above-captioned matter shall be amended as follows:

July 26, 2000

Fact discovery is suspended generally, except that discovery relating to class certification and standing issues in all Non-Settling Actions commences.

March 12, 2001

Defendants' oppositions to motions for class certification in Non-Settling Actions together with opposition expert affidavits, if any, due.

April 27, 2001

Plaintiffs' reply briefs, if any, in support of class certification in Non-Settling Actions, together with affidavits of class experts, if any, due.

Defendants shall be entitled to depose Plaintiffs' expert, Richard G. Frank, at least 10 days before Defendants' opposition papers are due.

If Defendants submit in opposition to Plaintiffs' class certification motion any affidavits from expert or other witnesses, Plaintiffs shall be entitled to depose such witnesses at least 10 days before Plaintiffs' reply papers are due. Decisions as to whether to re-depose any witnesses already deposed shall be addressed by the parties, if necessary, after Defendants file their opposition.

If Plaintiffs submit in reply to Defendants' opposition papers any affidavits from expert or other witnesses, and if the Court orders further submissions by the Defendants (either upon the future agreement of the parties or upon motion), then Defendants shall be entitled to depose such witnesses at least 10 days before any such further submissions are due. Decisions as to whether to re-depose any witnesses already deposed shall be addressed by the parties, if necessary, after Plaintiffs file their reply.

General fact discovery, if necessary, recommences 30 days from the Court's decision on class certification issues in the Non-Settling Actions.

Sixty days after general fact discovery recommences, fact discovery for all pending Actions closes and Plaintiffs in all pending Actions provide liability and/or damages expert reports.

Thirty days after Plaintiffs in all pending Actions provide liability and/or damages expert reports, Defendants provide liability and/or damages expert reports.

Thirty days after Defendants provide expert reports, Plaintiffs in all pending Actions provide rebuttal expert reports.

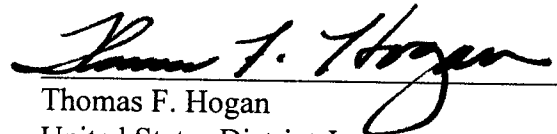
Forty-five days after Plaintiffs in all pending actions provide rebuttal expert reports, expert discovery closes.

Closing date for summary judgment motions forty-five days after expert discovery closes.

Thirty days after the closing date for summary judgment motions, oppositions to summary judgment due.

Thirty days after oppositions to summary judgment are due, replies to oppositions to summary judgment due.

Sixty days after summary judgment motions are fully briefed, final pretrial conference held.
Trial to begin within 30 to 60 days of the final pretrial conference pursuant to Local Rule 206(c)(13)


Thomas F. Hogan
United States District Judge

Dated: Feb. 6, 2000